

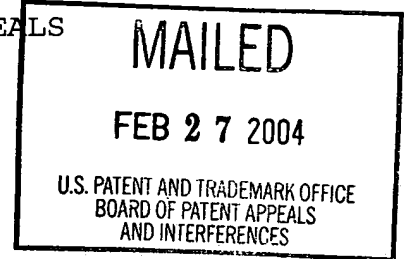
UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte CHUN-GEUN CHOI
and HONG-JAE KIM

Application 09/531,005

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER



The above application was received at the Board of Patent Appeals and Interferences (BPAI) on January 28, 2004. A review of the application has revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

A Request for Oral Hearing was mailed in this application on December 29, 2003 (Paper No. 17). After a careful procedural review of the application, the paralegal found attached to this Request a reply brief also dated December 29, 2003.

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This reply brief needs to be entered and noted on the "CONTENTS" portion of the application file. There is no indication in the record the examiner has considered this reply brief. In accordance with the revision effective December 1, 1997, Title 37, Code of Federal Regulations, § 1.193 states:

(b)(1) ... The primary examiner must either acknowledge receipt and entry of the reply brief or withdraw the final rejection and reopen prosecution to respond to the reply brief.

Accordingly, it is

ORDERED that the application is returned to the examiner for consideration and written acknowledgment of entry of the reply brief to the applicant and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

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